

JUL 10 2006

60,130-1860; 02MRA0250/023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jorgen Moser
Serial Number: 10/649,325
Filed: August 27, 2003
Group Art Unit: 3634
Examiner: Redman, Jerry E.
Title: CARRIAGE FOR A WINDOW LIFTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

In response to the Office Action of April 19, 2006, applicant submits the following arguments. Claims 1-21 remain pending in the application including independent claims 1 and 13.

Claims 1-9 and 20 stand rejected under 35 U.S.C. 102(b) as being anticipated by Schust (US 5729930). Claim 1 recites that an arresting mechanism secures the clamping part on the base part in one of at least two positions where each of the at least two positions corresponds to a different mounting orientation. Schust does not disclose this feature.

The examiner argues that Schust discloses an arresting mechanism with a fastener or recesses and tabs; however, the examiner does not explain how the arresting mechanism allows the clamping part to be secured to the base part in one of at least two positions. As shown in Figures 1a and 1b, the clamping part 3 includes a flange 31 that is inserted into a slot 21 in the base part 1, 2. See col. 3, lines 38-40. This flange/slot interface provides a single mounting

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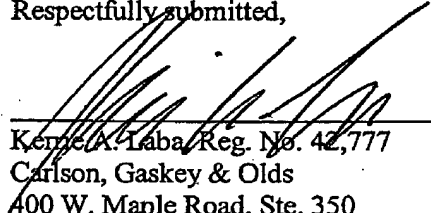
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position (see Figure 2). Further, due to this flange/slot interface, the clamping part 3 is incapable of being secured to the base part 1, 2 in a second or different mounting position. Finally, no teaching is found in Schust to suggest that the clamping part 3 can be secured to the base part in more than one mounting orientation. Thus, Schust cannot anticipate claims 1-9 and 20.

Claims 10-19 and 21 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Schust in view of Shibunushi (US 5987820). For the reasons set forth above, Schust does not disclose, suggest, or teach an arresting mechanism that secures the clamping part on the base part in one of at least two positions, each position corresponding to a different mounting orientation. Shibunushi does not make up for the deficiencies of Schust. Thus, claims 10-19 and 21 are allowable over the recited combination.

Applicant asserts that all claims are in condition for allowance, and respectfully requests an indication of such. Applicant believes that no additional fees are necessary, however, the Commissioner is authorized to charge Deposit Account No. 50-1482 in the name of Carlson, Gaskey & Olds for any additional fees or credit the account for any overpayment.

Respectfully submitted,



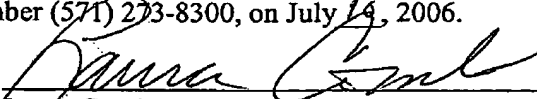
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Dated: July 10, 2006

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CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States patent and Trademark Office, fax number (571) 273-8300, on July 14, 2006.


Laura Combs